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11 Attorneys for Plaintiff
 12 United States of America

13 UNITED STATES DISTRICT COURT

14 SOUTHERN DISTRICT OF CALIFORNIA

15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 v.

18 ONE 1999 KENWORTH W900 TRACTOR,
 19 CA LICENSE NO. 9D53724,
 20 VIN 1XKWDB9X5XJ825034,
 21 ITS TOOLS AND APPURTENANCES,

22 ONE 1994 WABASH NATIONAL
 23 RCA-102-15 TRAILER,
 24 AZ LICENSE NO. L87023,
 25 VIN 1JJV482S8RL206936,
 26 ITS TOOLS AND APPURTENANCES,

27 Defendants.

Civil No.

'08 CV 1133 JM WMC

EX PARTE MOTION TO APPOINT
 THE UNITED STATES MARSHAL
 AS CUSTODIAN

28 COMES NOW the plaintiff, United States of America, and moves
 this Court for an exception to General Order 273 issued by this
 Court, that is, for an order appointing the United States Marshal
 as custodian of the above-described defendant vehicles upon
 execution of the warrant of arrest in rem. In support of this
 motion, plaintiff states as follows:

1. The United States Marshals office has been staffed with
 personnel experienced in providing for the management of
 properties such as the defendants in this case.

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SOUTHERN DISTRICT OF CALIFORNIA

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2. The United States Marshal has consented to assume responsibility for the protection, maintenance, and safety of the defendants during the period the same remain in custodia legis.

3. The continued custody of the United States Marshal following execution of the warrant of arrest in rem is necessary and in the best interests of the plaintiff in this case.

4. It is further requested that all reasonable expenditures incurred by the United States Marshal be a first charge against the defendants.

WHEREFORE, plaintiff respectfully requests that an exception to General Order No. 273 be permitted in this case and that this motion be granted.

DATED: June 25, 2008

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